

17691 U.S. PTO
121103

MS PATENT APPLICATION
Attorney Docket No.: 40081-X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Andrew J. CLEVELAND

Serial No.: NOT YET ASSIGNED

Filed: December 11, 2003

17497 U.S. PTO
10/732837
121103

For: **POLYPHASE POWER DISTRIBUTION AND MONITORING APPARATUS**
(Continuation-In-Part of U.S. Patent Application Serial No. 10/698,023 filed October 31, 2003, which claims the benefit of U.S. Provisional Patent Application 60/516,671 filed October 30, 2003.)

TRANSMITTAL LETTER

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

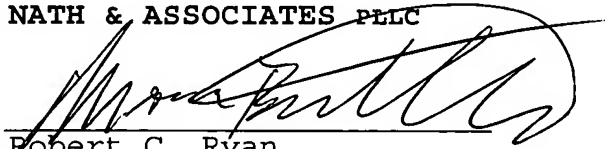
Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter
- (2) PTO Form-1082
- (3) 28 page Application consisting of:
 - 15 pages of Textual Specification
 - 8 pages of 26 claims
 - 1 page containing the Abstract of the Disclosure
 - 4 sheets of drawings
- (4) Preliminary Amendment
- (5) Unexecuted Declaration/Power of Attorney
- (6) Postcard for early notification of serial number.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By:


Robert C. Ryan
Registration No. 29,343
Marvin Berkowitz
Registration No. 47,421
Customer No. 20529

Date: December 11, 2003
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew J. CLEVELAND

Serial No.: NOT YET ASSIGNED

Filing Date: Concurrently Herewith

For: **POLYPHASE POWER DISTRIBUTION AND MONITORING APPARATUS**
(Continuation-In-Part of U.S. Patent Application Serial No. 10/698,023 filed October 31, 2003, which claims the benefit of U.S. Provisional Patent Application 60/516,671 filed October 30, 2003.)

FILING FORM

FOR CONTINUING U.S. PATENT APPLICATION

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

1. This is a Request for filing a
____ Continuation Application under:
 ____ 37 CFR § 1.53(b)(1)
____ Divisional Application under:
 ____ 37 CFR § 1.53(b)(1)
 X Continuation-In-Part (CIP) application
 X 37 CFR § 1.53(b)(2)

of **prior** ("parent") application: U.S. Patent Application
Serial No.: 10/698,023
Filed: October 31, 2003
Entitled: POLYPHASE POWER DISTRIBUTION AND
 MONITORING APPARATUS

which **claims the benefit** of: U.S. Provisional Patent Application
Serial No.: 60/516,671
Filed: October 30, 2003
Entitled: POWER DISTRIBUTION AND FUSE APPARATUS

**The above is a formal claim for Domestic Priority under 35 U.S.C.
§ 120.**

2. X *Enclosed for application under 37 CFR §§ 1.53(b) are:
 28 pages of text (specification, claims, abstract)
 26 claims
 4 sheets of drawings

3. The **present** application names the following inventor(s):

Andrew J. CLEVELAND, 5419 Greenview Court, Reno, Nevada 89502

 (37 CFR § 1.53--"CIP") The above-identified application (in which no payment of the Issue Fee, abandonment of or termination of proceedings has occurred) is hereby expressly abandoned as of the filing date of this new application.

The **Total Filing Fee** is calculated as follows:

 Enter the Amendment filed in the prior patent application on prior to calculating the filing fee.

 Enter the enclosed Preliminary Amendment prior to calculating the filing fee.

(Col 1)			(Col 2)	SMALL ENTITY		OR	NON-SMALL ENTITY	
1)				RATE	FEE		RATE	FEE
NUMBER OF CLAIMS FILED			NUMBER OF EXTRA CLAIMS					
TOTAL	26	minus 20	6	X9=	54		X18=	0
INDEP	3	minus 3	0	X43=	0		x86=	0
BASE FILING FEE:				+385=	385		+770=	0
<u>xx</u> Multiple Dependent Claims				+145=	0		+290=	0
				TOTAL	439	OR TOTAL		0

 X Applicant(s) is/are a "small entity".

 A check including the above-indicated filing fee is enclosed.

 A Petition for Extension of Time (to keep the parent case pending) is enclosed, with a check including the \$ extension fee.

____ Assignment document(s) is/are submitted herewith, with a check including the recordation fee of \$40.00 per Assignment.

X No check is enclosed. A Declaration and Power of Attorney will be submitted at a later date pursuant to 37 CFR §§ 1.41, 1.53, together with a check for the "Total Filing Fee" calculated above and a surcharge under 37 CFR § 1.16(e).

____ The prior application is assigned of record to _____, the Assignment being recorded on _____, on Reel _____, Frame(s) _____.

____ An original executed Declaration is enclosed.

X **Amend the specification by inserting before the first line the sentence:**

--This application is a Continuation-In-Part Application of U.S. Patent Application Serial No. 10/698,023, filed October 31, 2003, which claims the benefit of U.S. Provisional Patent Application 60/516,671, filed October 30, 2003 the entire contents of both are hereby incorporated in their entirety.--

____ Foreign priority under 35 U.S.C. § 119 of application(s) _____, filed _____, is hereby claimed. The certified priority paper(s):

____ was/were filed in the parent case;

____ is/are enclosed herewith;

____ will be submitted at a later date.

____ The power of attorney in the prior application is to

____ The power appears in the original papers in the prior application.

X Address all future communications to:

Robert C. Ryan
NATH & ASSOCIATES PLLC
1030 15th Street, N.W.- 6th Floor
Washington, D.C. 20005

— If extensions of time under 37 CFR § 1.136 other than those provided herewith are required to prevent abandonment of the parent application, then such extensions of time are hereby petitioned to allow copendency of the parent and the present continuing application. The Commissioner is hereby authorized to charge fee deficiency under 37 CFR § 1.17, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

— The Commissioner is hereby authorized to charge any fee deficiency under 37 CFR §§ 1.16 and 1.17 which may be required, or credit any overpayment, to Deposit Account No. 14-0112. A duplicate copy of this Form is enclosed.

Respectfully submitted,

NATH & ASSOCIATES

Date: December 11, 2003

By: 

Robert C. Ryan
Reg. No. 29,343
Marvin C. Berkowitz
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